

February 12, 1975

SENATOR BURBACH: Are there no other motions? I think there is another motion on the desk, isn't there?

PRESIDENT: Apparently, we have got them cleaned up.

CLERK: No, that's all.

SENATOR BURBACH: Senator DeCamp, do you have a motion on the desk?

CLERK: His motion was to take up a Rule change tomorrow but I see no reason for a motion to take it up tomorrow.

SENATOR BURBACH: I move we return back to General File, LB 308.

CLERK: LB 308. Read title. There is a Committee amendment by Senator Carsten's Revenue Committee. Read. See Page 402, Journal.

PRESIDENT: Senator Carsten.

SENATOR CARSTEN: Mr. President, members of the Legislature, this amendment was presented at the hearing and was adopted and it does just make some changes that the claims has to be notified by first class mail and, also, after, as the Clerk read, any year..insert or strike any year and insert the year following the year of mailing. I move the adoption of the amendment, Mr. President.

PRESIDENT: Any further discussion? The question is, shall the amendments to LB 308 be adopted. Record your vote. Record, Mr. Clerk.

CLERK: 31 ayes, 0 nays, to adopt the Committee amendment.

PRESIDENT: Senator Dworak.

SENATOR DWORAK: Mr. President, members of the Legislature, the intent of LB 308 is to reduce the expenses of counties and facilitate their efforts in making refunds of primarily taxes unconstitutionally collected. Right now a list of checks not cashed must be published in a newspaper within a county for three consecutive weeks. This is cumbersome and expensive and results in few checks cashed that were not previously cashed. The state of Nebraska does not publish such list now. It is an old requirement that counties required to publish these lists. It is also provided in this bill that the counties must make an effort by first class mail to refund these checks. The bill was unanimously passed by the Committee and there was no opposition to it. We had the blessings of the Tax Commissioner and his recommendations on this bill and I would urge your consideration.

PRESIDENT: Any further discussion? The question is, shall LB 308 as amended advance to E & R Initial. Record your vote. Would you vote, please? Record, Mr. Clerk.

CLERK: 25 ayes, 0 nays, 24 not voting.

PRESIDENT: Motion passes. Senator Kremer, for what purpose do you arise?

SENATOR KREMER: Mr. Chairman, a question of the Chair.